

DECLARATION/POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

APPARATUS AND METHOD FOR TIMING EVENTS

the specification of which

- ☒ is attached hereto.
☐ was filed on _____ as
United States Application Number _____
or PCT International Application Number _____
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above. I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Country | Application No. | Date Filed | 35 U.S.C. §119 Priority Claimed |
|---------|-----------------|------------|---------------------------------|
| | | | |
| | | | |

Provisional Application Claim of Priority

I hereby claim the benefit under title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

| Application No. | Filing Date |
|-----------------|-------------|
| 60/390,408 | 6/24/2002 |
| | |

U.S. Priority Claim

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I

01/01/1997 00:01 9726713742

ERGOBILT

PAGE 01

acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

| Application No. | Filing Date | Status |
|-----------------|-------------|---------|
| 60/390,408 | 6/24/2002 | Pending |
| | | |
| | | |

Power of Attorney

I hereby appoint the following attorney(s) and/or agent(s) with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Bruce A. Johnson, Reg. No. 37,361
Johnson & Associates
PO Box 90698
Austin, TX 78709-0698
Phone: 512-301-9900
Fax: 512-301-9915

Correspondence Address

Send Correspondence To:

Customer Number 30163



30163

PATENT TRADEMARK OFFICE

Direct Telephone Calls to:

Bruce A. Johnson
512-301-9900
512-301-9915 (FAX)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: Erik A. McMillan

Citizenship: USA

Residence Address: 3111 Tom Green Street, Suite 310, Austin, TX 78705, USA

Post Office Address: same

Inventor's Signature

Date 6/19/2003

Full Name of Inventor: Mark W. B...
Residence Address: 4441 Maize St., Plano, TX 75093, USA
Post Office Address: same

Citizenship: USA

Inventor's Signature

Mark W. B...

Date 06/19/03

Express Mail No:

Page 3/3

Attorney Docket No: STL.P0002